

H. Con. Res. 95: Mr. SKELTON, Mr. HOEKSTRA, Mr. SERRANO, Mrs. ROUKEMA, and Mr. McDERMOTT.

H. Res. 32: Mr. WISE and Mr. ACKERMAN.

H. Res. 122: Mr. LAZIO, Mr. PARKER, Mr. McDADE, Mr. HOCHBRUECKNER, Mr. MANZULLO, Mr. MINGE, and Mrs. MORELLA.

TUESDAY, MAY 11, 1993 (53)

The House was called to order by the SPEAKER.

¶53.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Monday, May 10, 1993.

Pursuant to clause 1, rule I, the Journal was approved.

¶53.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

1177. A letter from the Acting Secretary of the Air Force, transmitting notification that a major defense acquisition program has breached the unit cost by more than 15 percent, pursuant to 10 U.S.C. 2431(b)(3)(A); to the Committee on Armed Services.

1178. A letter from the Director of Defense Research and Engineering, Department of Defense, transmitting the Department's annual report on research, development, test and evaluation chemical/biological defense programs during fiscal year 1992, and the fiscal year 1992 report on the non-use of human subjects for testing of chemical or biological agents, pursuant to 50 U.S.C. 1511; to the Committee on Armed Services.

1179. A letter from the Secretary, Department of Health and Human Services, transmitting a report on estimated funds for abatement of lead-based paint hazards in HUD-owned properties, pursuant to 42 U.S.C. 4822(f); to the Committee on Banking, Finance and Urban Affairs.

1180. A letter from the Acting Director, Office of Thrift Supervision, transmitting the Office's report on comparability of pay and benefits, pursuant to Public Law 101-73, section 1206 (103 Stat. 523); to the Committee on Banking, Finance and Urban Affairs.

1181. A letter from the Resolution Trust Corporation, Interim CEO, Thrift Depositor Protection Oversight Board, President, transmitting the Board's semiannual report on the activities and efforts of the RTC; to the Committee on Banking, Finance and Urban Affairs.

1182. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. act 10-22, "Confirmation temporary Amendment Act of 1993," pursuant to D.C. Code, section 1-233(c)(1); to the Committee on the District of Columbia.

1183. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. act 10-23, "Right to Privacy Amendment Act of 1993," pursuant to D.C. Code, section 1-233(c)(3); to the Committee on the District of Columbia.

1184. A letter from the District of Columbia Retirement Board, transmitting financial disclosure statements of Board members for calendar year 1992, pursuant to D.C. Code, section 1-732, 1-734(a)(1)(A); to the Committee on the District of Columbia.

1185. A letter from the Secretary of Education, transmitting final regulations, Fund for the Improvement of Postsecondary Education, pursuant to 20 U.S.C. 1232(d)(1); to the Committee on Education and Labor.

1186. A letter from the Chairperson, Advisory Committee on Student Financial As-

sistance, transmitting a report on Student Loan Program Simplification: Interim Recommendations; to the Committee on Education and Labor.

1187. A letter from the National Foundation on the Arts and the Humanities, transmitting a draft of proposed legislation to authorize appropriations for the National Endowment for the Arts, the National Endowment for the Humanities, and the Institute of Museum Services for fiscal years 1994 and 1995; to the Committee on Education and Labor.

1188. A letter from the Secretary of Energy, transmitting the annual/quarterly report on the Strategic Petroleum Reserve, pursuant to 42 U.S.C. 6241(g)(8); to the Committee on Energy and Commerce.

1189. A letter from the Secretary of Health and Human Services, transmitting a report on Health Care to Hispanics in Medically Underserved Areas; to the Committee on Energy and Commerce.

1190. A letter from the Chairman, Securities and Exchange Commission, transmitting the Commission's 1992 annual report of its activities, pursuant to 15 U.S.C. 78w(b); to the Committee on Energy and Commerce.

1191. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notice of proposed lease to the United Kingdom for defense articles (Transmittal No. 4-93), pursuant to 22 U.S.C. 2796a(a); to the Committee on Foreign Affairs.

1192. A letter from the Acting Director, Defense Security Assistance Agency, transmitting notification relating to enhancements or upgrades of technology described in AECA certification 90-29 (Transmittal No. B-93), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

1193. A letter from the Deputy Director, Defense Security Assistance Agency, transmitting notice concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance [LOA] to Greece for defense articles and services (Transmittal No. 93-12), pursuant to 22 U.S.C. 2776(b); to the Committee on Foreign Affairs.

1194. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on Foreign Affairs.

1195. A letter from the General Counsel, Department of the Treasury, transmitting a draft of proposed legislation to amend the Bretton Woods Agreements Act to authorize consent to and authorize appropriations for the U.S. Contribution to the Global Environment Facility, and for other purposes; to the Committee on Foreign Affairs.

1196. A letter from the Director, Office of Management and Budget, transmitting OMB estimate of the amount of change in outlays or receipts, as the case may be, in each fiscal year through fiscal year 1998 resulting from passage of S. 328, pursuant to Public Law 101-508, section 13101(a) (104 St. 1388-582); to the Committee on Government Operations.

1197. A letter from the Comptroller General, General Accounting Office, transmitting the list of all reports issued or released in March 1993, pursuant to 31 U.S.C. 719(h); to the Committee on Government Operations.

1198. A letter from the Director, Office of Management and Budget, transmitting a draft of proposed legislation to provide assurance that contractors do not include unallowable costs in their proposals for settlement of indirect costs incurred under Federal agency contracts, and other purposes; to the Committee on Government Operations.

1199. A letter from the Administrator, Panama Canal Commission, transmitting a report of activities under the Freedom of Information Act for calendar year 1992, pursuant to 5 U.S.C. 552(d); to the Committee on Government Operations.

1200. A letter from the Acting Director, Peace Corps, transmitting a report of activities under the Freedom of Information Act for calendar year 1992, pursuant to 5 U.S.C. 552(d); to the Committee on Government Operations.

1201. A letter from the Chairman, U.S. International Trade Commission, transmitting the semiannual report on activities pursuant to the Inspector General Act, pursuant to Public Law 95-452, Section 5(b) (102 Stat. 2526); to the Committee on Government Operations.

1202. A letter from the Deputy Associate Director for Collection and Disbursement, Department of the Interior, transmitting a report on proposed refunds of excess royalty payments in OCS areas, pursuant to 43 U.S.C. 1339(b); to the Committee on Natural Resources.

1203. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the 1991 annual report on the activities and operations of the Department's Public Integrity Section, Criminal Division, pursuant to 28 U.S.C. 529; to the Committee on the Judiciary.

1204. A letter from the Federal Bureau of Prisons, Director, transmitting the fiscal year 1992 annual report of the Board of Directors of Federal Prison Industries, Inc., pursuant to 18 U.S.C. 4127; to the Committee on the Judiciary.

1205. A letter from the Chief Justice, Supreme Court of the United States, transmitting a request for urgent supplemental appropriations; to the Committee on the Judiciary.

1206. A letter from the Deputy Administrator, General Services Administration, transmitting informational copies of various lease prospectuses, pursuant to 40 U.S.C. 606(a); to the Committee on Public Works and Transportation.

1207. A letter from the Acting Administrator, General Services Administration, transmitting the fiscal year 1994 General Services Administration's Public Buildings Service Capital Improvement Program, pursuant to 40 U.S.C. 606(a); to the Committee on Public Works and Transportation.

1208. A letter from the Assistant Secretary of the Army (Civil Works), transmitting a letter from the Chief of Engineers, Department of the Army, dated 21 May 1990, submitting a report together with accompanying papers and illustrations (H. Doc. No. 103-83); to the Committee on Public Works and Transportation and ordered to be printed.

1209. A letter from the Administrator, National Aeronautics and Space Administration, transmitting the annual report to the Congress on actions taken and planned to implement fully the metric system of measurements; to the Committee on Science, Space, and Technology.

1210. A letter from the Secretary of Health and Human Services, transmitting a draft of proposed legislation entitled "Family Preservation and Family Support Act of 1993"; to the Committee on Ways and Means.

1211. A letter from the Secretary of Energy, transmitting notification of a 45-day delay in the submittal of the Implementation Plan for Defense Nuclear Facilities Safety Board Recommendation 92-7 concerning technical training and qualification of personnel through the defense nuclear facilities complex; jointly, to the Committees on Armed Services and Energy and Commerce.

1212. A letter from the Chairman, Nuclear Regulatory Commission, transmitting a draft of proposed legislation entitled, "Nuclear Regulatory Commission Authorization Act for fiscal years 1994 and 1995"; jointly, to the Committees on Natural Resources and Energy and Commerce.

§53.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed without amendment concurrent resolutions of the House of the following titles:

H. Con. Res. 71. Concurrent resolution authorizing the use of the Capitol Grounds for the 12th annual National Peace Officers' Memorial Service.

H. Con. Res. 81. Concurrent resolution authorizing the 1993 Special Olympics Torch Relay to be run through the Capitol Grounds.

H. Con. Res. 82. Concurrent resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby.

The message also announced that the Senate had passed a bill and joint resolution of the following titles, in which the concurrence of the House is requested:

S. 349. An Act to provide for the disclosure of lobbying activities to influence the Federal Government, and for other purposes.

S.J. Res. 58. Joint resolution to designate the weeks of May 2, 1993, through May 8, 1993, and May 1, 1994, through May 7, 1994, as "National Correctional Officers Week".

The message also announced that pursuant to section 1024, of title 15, United States Code, the Chair, on behalf of the Vice President, appointed Mrs. BOXER, to the Joint Economic Committee, vice Mr. BRYAN.

§53.4 NAEP ASSESSMENTS

On motion of Mr. KILDEE, by unanimous consent, the bill of the Senate (S. 801) to authorize the conduct and development of NAEP assessments for fiscal year 1984; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

§53.5 RELIGIOUS FREEDOM RESTORATION

Mr. BROOKS moved to suspend the rules and pass the bill (H.R. 1308) to protect the free exercise of religion.

The SPEAKER pro tempore, Mr. MAZZOLI, recognized Mr. BROOKS and Mr. HYDE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MONTGOMERY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§53.6 GALLATIN RANGE LAND ACQUISITION

Mr. VENTO moved to suspend the rules and pass the bill (H.R. 873) to withdraw and reserve certain public lands and minerals within the State of Colorado for military uses, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MAZZOLI, recognized Mr. VENTO and Mr. HANSEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAZZOLI, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BURTON demanded that the vote be taken by the yeas and nays, which demand was not supported by one-fifth of the Members present, so the yeas and nays were refused.

Mr. BURTON objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. MAZZOLI, pursuant to clause 5, rule I, announced that further proceedings on the motion were postponed.

The point of no quorum was considered as withdrawn.

§53.7 COLORADO MILITARY SITES

Mr. VENTO moved to suspend the rules and pass the bill (H.R. 194) to withdraw and reserve certain public lands and minerals within the State of Colorado for military uses, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MAZZOLI, recognized Mr. VENTO and Mr. HANSEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAZZOLI, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§53.8 SNAKE RIVER BIRDS OF PREY

Mr. VENTO moved to suspend the rules and pass the bill (H.R. 236) to establish the Snake River Birds of Prey National Conservation Area in the State of Idaho, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MAZZOLI, recognized Mr. VENTO and Mr. HANSEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAZZOLI, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§53.9 LECHUGUILLA CAVE PROTECTION

Mr. VENTO moved to suspend the rules and pass the bill (H.R. 698) to protect Lechuguilla Cave and other resources and values in and adjacent to Carlsbad Caverns National Park; as amended.

The SPEAKER pro tempore, Mr. MAZZOLI, recognized Mr. VENTO and Mr. HANSEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HEFNER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§53.10 CAVE CREEK CANYON

Mr. LEHMAN moved to suspend the rules and pass the bill (H.R. 843) to withdraw certain lands located in the Coronad National Forest from the mining and mineral leasing law of the United States, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. HEFNER, recognized Mr. LEHMAN and Mrs. VUCANOVICH, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. VENTO, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§53.11 BODIE HISTORIC PARK

Mr. LEHMAN moved to suspend the rules and pass the bill (H.R. 240) to pro-